

**RECEIVED
CENTRAL FAX CENTER****AUG 29 2006****FAX TRANSMISSION****DATE:** August 29, 2006**PTO IDENTIFIER:** Application Number 09/966,123-Conf. #4469
Patent Number 6,797,402**Inventor:** Colin C. Chen et al.**MESSAGE TO:** US Patent and Trademark Office**FAX NUMBER:** (571) 273-8300**FROM:** RADER, FISHMAN & GRAUER PLLC
Michael B. Stewart**PHONE:** (248) 594-0633**Attorney Dkt. #:** 60680-1395**PAGES (including Cover Sheet):** 19**CONTENTS:** Status Inquiry for application 09/966,123 (2 pages)
Copy of Petition previously filed (15 pages)
Certificate of Transmission (1 page)

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RADER, FISHMAN & GRAUER PLLC
39533 Woodward Avenue, Suite 140, Bloomfield Hills, Michigan 48304
Telephone: (248) 594-0600 Facsimile: (248) 594-0610

AUG 29 2006

PTO/SB/97 (09-04)

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Attorney Docket No.: 60680-1395

Application No. (if known): 09/966,123

Certificate of Transmission under 37 CFR 1.8

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on August 29, 2006
Date


Signature

Kathryn L. Nash

Typed or printed name of person signing Certificate

Registration Number, if applicable

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Status Inquiry for application 09/966,123 (2 pages)
Copy of Petition previously filed (15 pages)

**RECEIVED
CENTRAL FAX CENTER****AUG 29 2006**Docket No.: 60680-1395
(PATENT)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted by facsimile to the Patent and Trademark Office, facsimile no. (571) 273-8300, on the date shown below.

Dated: August 29, 2006

Signature: 

(Kathryn L. Nash)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Colin C. Chen et al.

Application No.: 09/966,123

Confirmation No.: 4469

Filed: September 28, 2001

Art Unit: 1772

For: INSULATED HEAT SHIELD WITH WAVED
EDGE

Examiner: J. J. Rhee

STATUS INQUIRY

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

It is respectfully requested that the attorney named below be advised of the status of the above-identified patent. Applicant's representative filed a Petition For Correction of Inventorship of Patent (copy enclosed) on September 21, 2005 and to date, Applicant has not received any communication from the U.S. Patent Office regarding the status of the Petition. Please advise us of when we might expect to receive a decision on the Petition for Correction of Inventorship of Patent from the Patent and Trademark Office.

Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 18-0013, under Order No. 60680-1395 from which the undersigned is authorized to draw.

Application No.: 09/966,123

Docket No.: 60680-1395

Dated: August 29, 2006

Respectfully submitted,

By 

Kristin L. Murphy

Registration No.: 41,212

RADER, FISHMAN & GRAUER PLLC

Correspondence Customer Number: 10291

Attorney for Applicant

Amendment, Petition For Correction of Inventorship of Patent
I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail, prepaid, in an envelope addressed to: MS Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Date: 9/21/05 Signature: Kathryn L. Nash
(Kathryn L. Nash)

PATENT
60680-1395RECEIVED
CENTRAL FAX CENTER

AUG 29 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

COPY

Patent No.: 6,797,402

Issue Date: September 28, 2004

Name of Applicant: Colin C. Chen, et al.

Title of Invention: INSULATED HEAT SHIELD WITH WAVED EDGE

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION FOR CORRECTION OF INVENTORSHIP OF PATENT (37 C.F.R. §1.324)

1. This is a petition for correction of error in a:
☐ misjoinder
☒ nonjoinder
of inventor(s) in the above issued patent. It is respectfully requested that the PTO issue a certificate correcting the error.
2. Enclosed herewith is (37 C.F.R. § 1.324(b)):
 - A. ☒ a statement from each person who is being added as an inventor (Exhibit A), and/or
☐ a statement from each person who is being deleted as an inventor that the inventorship error occurred without any deceptive intention on his or her part.
 - B. A statement from the current named inventors who have not submitted a statement under A, above:
☒ agreeing to the change of inventorship (Exhibits B, C and D)
or
☐ stating that there is no disagreement in regard to the requested change.


(Amendment, Petition and Fee to Add to Original Erroneously Named or Not Named Inventor(s) in Declaration--
Nonprovisional Application--(37 C.F.R. section 1.48(a))--page 1 of 2

PATENT**Practitioner's Docket No. 60680-1395**

3. *(if the patent is assigned, check the following)*
Note: The assignee of each person who is being added or deleted and from the current inventor(s) who are not being added or deleted as inventor must file a consent (complying with the requirements of § 3.73(b)) to the change of inventorship. 37 C.F.R. § 1.324.(b)(3).
- ☒ Also enclosed is the written consent of the assignee (Exhibit E).
☒ A statement under 37 C.F.R. § 3.73(b), establishing right of assignee to take action, is also enclosed (Exhibit F).

4. The fee required (37 C.F.R. § 1.20(b)–\$130.00) is paid as follows:
Charge Account No. 18-0013 the sum of \$170.00. (\$130 for Petition Fees and \$40.00 for recording Assignment)
Charge Account No. 18-0013 for any fee deficiency.
Credit any overpayment in the manner authorized above.
5. Request for Certificate of Correction to Add Additional Inventor (37 C.F.R. § 1.324) is attached as (Exhibit G).
6. An Executed Oath & Declaration from the Added Inventor is attached as (Exhibit H).

Date: 9/21/05


Kristin L. Murphy, Reg. No. 41,212
Rader, Fishman & Grauer PLLC
39533 Woodward Avenue, Suite 140
Bloomfield Hills, MI 48304
248-594-0600
Customer No. 010291

R0292278.DOC

(Amendment, Petition and Fee to Delete and/or Add to Original Erroneously Named or Not Named Inventor(s) in
Declaration--Nonprovisional Application (37 C.F.R. section 1.48(a))--page 2 of 2

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PATENT
60680-1395

Declaration	
I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail, prepaid, in an envelope addressed to: MS Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.	
Date: <u>9/21/05</u>	Signature: <u>Kathryn L. Nash</u> (Kathryn L. Nash)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent No.: 6,797,402

Issue Date: September 28, 2004

Name of Applicant: Colin C. Chen, et al.

Title of Invention: INSULATED HEAT SHIELD WITH WAVED EDGE

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450STATEMENT OF NON-DECEPTIVE INTENT BY PERSON BEING ADDED BY
PETITION TO CHANGE INVENTORSHIP IN PATENT (37 C.F.R. § 1.324(b)(1))

I, Viorel C. Stefan, who is being added as an inventor by the Petition being submitted to correct the inventorship of this patent, and having been advised that willful false statements and the like are punishable by fine or imprisonment, or both under 18 U.S.C. § 1001, and may jeopardize the validity of the patent or any patent issuing thereon, hereby make the following declaration:

1. I am a co-inventor in the above-identified patent.
2. Through error I was not listed as an inventor in the initial patent application.
3. The inventorship error in failing to include my name as an inventor on this patent occurred without any deceptive intention on my part.

Respectfully submitted,

Date: SEPTEMBER 9, 2005Viorel Stefan
Viorel Stefan

R0292285.DOC

Page 1 of 1

Declaration	
I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail, prepaid, in an envelope addressed to: MS Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.	
Dated: <u>9/21/05</u>	Signature: <u>Kathryn L. Nash</u> (KATHRYN L. NASH)

PATENT
60680-1395**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Patent No.: 6,797,402

Issue Date: September 28, 2004

Name of Applicant: Colin C. Chen, et al.


Title of Invention: INSULATED HEAT SHIELD WITH WAVED EDGE

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**STATEMENT AGREEING TO CHANGE INVENTORSHIP IN PATENT BY**
CORRECTLY NAMED INVENTORS (37 C.F.R. § 1.324(b)(2))

I, Colin Ching-Ho Chen, an inventor signing below and who is correctly named in the above-identified patent, make the following statement in support of the petition to correct the inventorship of this patent:

- ☒ I agree to the change of inventorship of this patent.
- ☐ I have no disagreement in regard to the requested change of inventorship of this patent.

Respectfully submitted,

Date: 7/27/05
Colin Ching-Ho Chen

R0292287.DOC

Declaration	
I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail, prepaid, in an envelope addressed to: M3 Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.	
Dated: <u>9/21/05</u>	Signature: <u>Kathryn L. Nash</u> (Kathryn L. Nash)

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CENTRAL FAX CENTER
AUG 29 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent No.: 6,797,402
Issue Date: September 28, 2004
Name of Applicant: Colin C. Chen, et al.
Title of Invention: INSULATED HEAT SHIELD WITH WAVED EDGE

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

STATEMENT AGREEING TO CHANGE INVENTORSHIP IN PATENT BY
CORRECTLY NAMED INVENTORS (37 C.F.R. § 1.324(b)(2))

I, Frank Popielas, an inventor signing below and who is correctly named in the above-identified patent, make the following statement in support of the petition to correct the inventorship of this patent:

- ☒ I agree to the change of inventorship of this patent.
- ☐ I have no disagreement in regard to the requested change of inventorship of this patent.

Respectfully submitted,

Date: 7/28/05

Frank Popielas
Frank Popielas

R0292287.DOC

Declaration	
I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail, prepaid, in an envelope addressed to: MS Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.	
Dated: <u>9/24/05</u>	Signature: <u>Kathryn L. Nash</u> (Kathryn L. Nash)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent No.: 6,797,402

Issue Date: September 28, 2004

Name of Applicant: Colin C. Chen, et al.

Title of Invention: INSULATED HEAT SHIELD WITH WAVED EDGE

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**STATEMENT AGREEING TO CHANGE INVENTORSHIP IN PATENT BY
CORRECTLY NAMED INVENTORS (37 C.F.R. § 1.324(b)(2))**

I, Calin Matias, an inventor signing below and who is correctly named in the above-identified patent, make the following statement in support of the petition to correct the inventorship of this patent:

- ☒ I agree to the change of inventorship of this patent.
- ☒ I have no disagreement in regard to the requested change of inventorship of this patent.

Respectfully submitted,

Date: July 26 2005

Calin Matias
Calin Matias

R0292287.DOC

Page 3 of 3

AUG 29 2006

PATENT
60680-1395

Assent of Assignee to Correction
I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail, prepaid, in an envelope addressed to: MS Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: 9/21/05 Signature: Kathryn L. Nash
(Kathryn L. Nash)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent No.: 6,797,402

Issue Date: September 28, 2004

Name of Applicant: Colin C. Chen et al.

Title of Invention: INSULATED HEAT SHIELD WITH WAVED EDGE

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**ASSENT OF ASSIGNEE TO CORRECTION
AND/OR ADDITION OF INVENTOR(S)**

Name of Assignee:
Dana Corporation

Address of Assignee:
4500 Dorr Street
Toledo, Ohio 43615

Assignment
Recorded herewith, a separate Assignment Cover Sheet is attached.
Assignee hereby assents to the correction of inventorship filed herewith.

Assignee Statement
A "Statement under 37 C.F.R. section 3.73(b)" is attached.

Date: 9-16-05

M. Jean Hardman
By: M. Jean Hardman
Title: Assistant Secretary

(Assent of Assignee to correction and/or Addition of Inventor(s)—page 1 of 1)

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CENTRAL FAX CENTER
AUG 29 2006

Statement Under 37 C.F.R. Section 3.73(b)
I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail, prepaid, in an envelope addressed to: MS Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.
Dated: 9/21/05 Signature: *Kathryn L. Nash*
(Kathryn L. Nash)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent No.: 6,797,402

Issue Date: September 28, 2004

Name of Applicant: Colin C. Chen, et al.

Title of Invention: INSULATED HEAT SHIELD WITH WAVED EDGE

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

STATEMENT UNDER 37 C.F.R. SECTION 3.73(b)
ESTABLISHING RIGHT OF ASSIGNEE TO TAKE ACTION

1. The assignee(s) of the entire right, title and interest hereby seek(s) to take action in the PTO in this matter.

IDENTIFICATION OF ASSIGNEE

2. Name of assignee: Dana Corporation
Type of assignee: Corporation

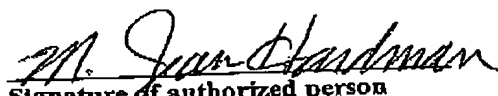
PERSON AUTHORIZED TO SIGN

3. Name of person authorized to sign on behalf of assignee: M. Jean Hardman
Title of person authorized to sign: Assistant Secretary
I, the person signing below, state that I am empowered to sign this statement on behalf of the assignee.

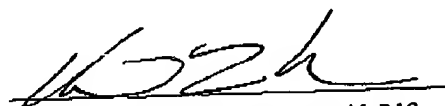
(Statement under 37 C.F.R. section 3.73(b) Establishing Right of Assignee to Take Action—page 1 of 2)

BASIS OF ASSIGNEE'S INTEREST

Ownership by the assignee is established by an assignment, a copy of which is attached hereto, from the inventors of the matter identified above,


Signature of authorized person
M. Jean Hardman
Assistant Secretary

Date: 9/21/05


Kristin L. Murphy, Reg. No. 41,212
Rader, Fishman & Grauer PLLC
39533 Woodward Ave., Suite 140
Bloomfield Hills, MI 48304
248-594-0600
Customer No. 010291

(Statement under 37 C.F.R. section 3.73(b) Establishing Right of Assignee to Take Action—page 2 of 2)

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: 9/21/05Signature: Kathryn L. Nash

(Kathryn L. Nash)

Docket No.: 60680-1395
(PATENT)**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**In re Letters Patent of:
Colin C. Chen et al.

Patent No.: 6,797,402

Issued: September 28, 2004

For: INSULATED HEAT SHIELD WITH WAVED
EDGE**RECEIVED
CENTRAL FAX CENTER****AUG 29 2006****REQUEST FOR CERTIFICATE OF CORRECTION
TO ADD ADDITIONAL INVENTOR PURSUANT TO 37 CFR 1.324**MS Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

1. It is noted that pursuant to the concurrently filed petition for correction that the above-identified patent was issued without the name of the inventor, Stefan C. Viorel. This omission occurred in good faith without deceptive intention. Correction thereof does not involve such changes in the patent as would constitute new matter or would require re-examination. A certificate of correction is requested.
2. Please add as an inventor to the issued patent, Viorel Stefan of London, Ontario, Canada.
3. Proof of the correct name of the inventor is established in the Petition for Correction of Inventorship of Patent and Assignment of the inventor to Dana Corporation both concurrently filed herewith.
4. Please send the Certificate of Correction to:

Patent No.: 6,797,402

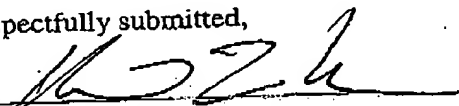
Docket No.: 60680-1395

Kristin L. Murphy
Rader, Fishman & Grauer PLLC
39533 Woodward Avenue, Suite 140
Bloomfield Hills, MI 48304

Applicant has authorized payment of all required fees in the accompanying Petition and believes no other fees are due with this request. However, if a fee is due, please charge our Deposit Account No. 18-0013, under Order No. 60680-1395 from which the undersigned is authorized to draw.

Dated: 9/21/05

Respectfully submitted,

By 
Kristin L. Murphy
Registration No.: 41,212
RADER, FISHMAN & GRAUER PLLC
39533 Woodward Avenue, Suite 140
Bloomfield Hills, Michigan 48304
(248) 594-0647
Attorney for Applicant

R0292996.DOC

Declaration and POA for Patent Application	
I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.	
Dated: <u>9/21/05</u>	Signature: <u>Kathryn L. Nash</u> (Kathryn L. Nash)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
DECLARATION FOR PATENT APPLICATION

As the below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

INSULATED HEAT SHIELD WITH WAVED EDGE

the patent of which was issued on September 28, 2004 as Patent No. 6,797,402.

In the event that the filing date and/or Application No. are not entered above at the time I execute this document, and if such information is deemed necessary, I hereby authorize and request my attorneys/agent(s) at Rader, Fishman & Grauer PLLC, 39533 Woodward Avenue, Suite 140, Bloomfield Hills, Michigan 48304, to insert above the filing date and/or Application No. of said application.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by an amendment, if any, specifically referred to herein.

I acknowledge the duty to disclose all information known to me that is material to patentability in accordance with Title 37, Code of Federal Regulations, § 1.56.

FOREIGN PRIORITY CLAIM

I hereby claim foreign priority benefits under Title 35, United States Code § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

- ☒ no such foreign applications have been filed
- ☐ such foreign application have been filed as follows:

Attorney Docket No.: 60680-1395

**EARLIEST FOREIGN APPLICATION(S), IF ANY FILED WITHIN 12 MONTHS
(6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION**

Application Number	Country	Date of Filing	Priority Claimed Under 35 USC 119
			Yes No
			Yes No
			Yes No

**ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN 12 MONTHS
(6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION**

Application Number	Country	Date of Filing

CLAIM FOR BENEFIT OF EARLIER U.S. PROVISIONAL APPLICATIONS

I hereby claim priority benefits under Title 35, United States Code §119(e), of any United States provisional patent application(s) listed below:

- ☒ no such U.S. provisional applications have been filed.
- ☐ such U.S. provisional application have been filed as follows:

Application Number	Date of Filing	Priority Claimed Under 35 USC 119
		Yes No
		Yes No
		Yes No

CLAIM FOR BENEFIT OF EARLIER U.S./PCT APPLICATION(S)

I hereby claim the benefit under Title 35, United States Code, §120 of the United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose all information that is material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56 which became available to me between the filing date of the prior application and the national or PCT international filing date of this application:

Attorney Docket No.: 60680-1395

- ☒ no such U.S./PCT applications have been filed.
- ☐ such U.S./PCT application have been filed as follows:

Application Number	Date of Filing	Status (Patented/Pending/Abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby appoint the following practitioner(s) to prosecute this application and transact all business in the Patent and Trademark Office connected herewith.

APPOINTED PRACTITIONER(S)	REGISTRATION NUMBER(S)
Kristin L. Murphy	41,212
Michael B. Stewart	36,018
Robert M. Leonardi	27,815
Phillip A. Rotman, II	38,290
Kristene Ragan	48,611

I hereby appoint the practitioner(s) associated with Customer Number 10291 to prosecute this application and transact all business in the Patent and Trademark Office connected herewith.

Please mail all correspondence to Kristin L. Murphy, whose address is:

Rader, Fishman & Grauer PLLC
39533 Woodward Avenue
Suite 140
Bloomfield Hills, Michigan 48304

Please direct telephone calls to: Kristin L. Murphy at (248) 594-0647.

Please direct facsimiles to: (248) 594-0610

Attorney Docket No.: 60680-1395

Full name of sole or first inventor Viorel Stefan		Date SEPTEMBER 9, 2005
Inventor's signature <i>[Signature]</i>		
Residence London, Ontario, Canada		
Citizenship Canada		
Mailing Address 595 Proudfoot Lane, #1209 London, Ontario, Canada N6H 4S1		